



Facsimile Cover Sheet

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Date: June 6, 2006

**Pages including this
cover page:** 3

Comments: Attached is the Terminal Disclaimer.

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Applicant:	Kurt R. Linberg	Examiner:	G. Evanisko
Serial No.:	10/091,637	Group Art:	3762
Filed:	March 5, 2002	Docket No.:	P8557.05
		Conf. No.:	9741
Title:	APPARATUS AND METHOD FOR REMOTE TROUBLESHOOTING, MAINTENANCE AND UPGRADE OF IMPLANTABLE MEDICAL DEVICE SYSTEMS		

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT UNDER 37 CFR 1.321**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, Medtronic, Inc., of one hundred (100) percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,442,433. Medtronic hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and assigns.

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The undersigned is an attorney or agent of record.

The Commissioner is hereby authorized to charge \$130.00 to Deposit Account Number 13-2546 to cover the cost of the disclaimer. Any deficiency or overpayment should be charged or credited to Deposit Account No. 13-2546. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: 6/6/06



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